



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 10

1200 Sixth Avenue, Suite 900
Seattle, WA 98101-3140

OFFICE OF
ENVIRONMENTAL CLEANUP

Mail Stop: ECL-111

AUG 12 2011

CERTIFIED MAIL – RETURN RECEIPT REQUESTED

Anita Lydiard
VP Human Resources, Safety and Compliance
502 10th Ave. N
Algona, WA 98001

Ron Wicklander
Controller
502 10th Ave. N
Algona, WA 98001

Re: Supplemental Request for Information Pursuant to Section 104(e) of CERCLA, for the
Lower Duwamish Waterway Superfund Site, Seattle, Washington

Site: 303 S River St. 6701 East Marginal Way S
Seattle, WA 98108 Seattle, WA 98109

King County Parcels: 5367204100 and 5367204080

Dear Ms. Lydiard:

The United States Environmental Protection Agency, Region 10 (EPA) continues to investigate the releases or threat of releases of hazardous substances associated with the Lower Duwamish Waterway Superfund Site ("LDW Superfund Site"). EPA seeks your cooperation in this investigation.

EPA reviewed your response to the Request for Information dated March 26, 2008 and has additional and clarifying questions that are set forth in the enclosed Supplemental Information Request. This information will be used for the purposes of determining the need for response, or choosing or taking any response action at the LDW Superfund Site, and to identify potentially responsible parties for performing the cleanup.

Section 104(e) of CERCLA, 42 U.S.C. § 9604(e), requires you to respond to the requests set forth in the Supplemental Information Request.

Failure to provide a complete, truthful response to this Supplemental Information Request

within sixty (60) days of your receipt of this letter, or to adequately justify such failure to respond, may subject you to an enforcement action pursuant to Section 104(e) of CERCLA. The statute permits EPA to seek the imposition of penalties of up to thirty-seven thousand five hundred dollars (\$37,500) for each day of non-compliance.

Please note that responses which are incomplete, ambiguous, or evasive may be treated as non-compliance with this Supplemental Information Request. Provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. § 1001.

Your response to this Supplemental Information Request should be mailed to:

United States Environmental Protection Agency, Region 10
Aaron Lambert, Environmental Protection Specialist
Environmental Cleanup Office, ECL-111
1200 Sixth Ave. Suite 900
Seattle, Washington 98101

If you have questions concerning this letter or the LDW Superfund Site, please contact Aaron Lambert at (206) 553-5122. Any communication by any attorney on your behalf should be directed to Alexander Fidis, EPA Office of Regional Counsel, at (206) 553-4710.

Thank you for your cooperation in this matter.

Sincerely,



Patty McGrath, Unit Manager
Site Cleanup Unit #3
Office of Environmental Cleanup

Enclosures:

Second Information Request
Supplemental Information Request
Definitions
Instructions
Declaration

cc: Dan Cargill, Ecology/NWRO

U.S. EPA

CERCLA SECTION 104(e)

SUPPLEMENTAL INFORMATION REQUEST

Please note: This Supplemental Information Request includes instructions for responding to this request and definitions of words such as "Respondent," "Site," and "identify" used in the questions. Any references to specific question numbers refer to the First Information Request, dated March 26, 2008.

INFORMATION REQUEST QUESTIONS

1. Respondent Information

- a. Provide the full legal name and mailing address of the Respondent.
- b. For each person answering these questions on behalf of Respondent, provide:
 - i. full name;
 - ii. title;
 - iii. business address; and
 - iv. business telephone number and FAX machine number.

2. Site Activities and Interests

- a. Provide a detailed description of the corporate structures and members of SCS Holdings, LLC; SCS Refrigerated Services, LLC; and FEI Refrigerated Services, LLC and all similar information regarding Schnitzer Investment Corporation. Please provide all documentation on the individuals employed by SCS Holdings, LLC; SCS Refrigerated Services, LLC; FEI Refrigerated Services, LLC; and Schnitzer Investment Corporation during the time of property transfer from Schnitzer Investment Corporation to SCS Holdings, LLC. Please provide additional information and documents regarding all agreements and/or contracts between Respondent and Schnitzer Investment Corporation and all other related entities related to Respondent or Schnitzer Investment Corporation.
- b. Please provide a detailed description of all current and historical relationships between:

- i. SCS Holdings, LLC;
 - ii. SCS Refrigerated Services, LLC;
 - iii. SCS, LLC;
 - iv. FEI Refrigerated Services, LLC;
 - v. Schnitzer Investment Corporation; and
 - vi. All other related entities.
- c. Please provide a copy of the NPDES permit covering discharges from the Site which was referenced in your initial response. In addition, provide all documentation regarding and a detailed description of stormwater and waste water practices, flow, collection, conveyance, and treatment systems at the Site. Include all documentation and information including all related sampling reports, sampling data, and records of sampling required under the current, and if possible previous, stormwater or wastewater discharge permits. The Summary of Existing Information and Identification of Data Gaps – RM 2.0 to 2.3 East, Slip 3 published in June 2008, prepared for the Washington State Department of Ecology indicated that recorded values of zinc, copper, and turbidity in the past have exceeded permit benchmark values. The Stormwater Pollution Prevention Plan was submitted in your initial response; however, copies of and information regarding the NPDES documents was not provided in your initial response.
- d. Provide more specific detail as to how the compressor and hydraulic oils for refrigeration equipment has been handled at the Site. Further, provide information regarding the chemicals and materials used at the Site, specifically the types, amounts, and composition of all oils and other materials which have been used in operation and maintenance of refrigeration equipment at the Site. Information regarding the quantity of refrigerants and compressor oils is not stated in the initial response.
- e. Indicate whether all floor drains exist inside the building or in all liquid storage areas at the Site. Provide information documenting catch basins on the Site. The Summary of Existing Information and Identification of Data Gaps – RM 2.0 to 2.3, Slip 3 stated that a Stormwater Compliance Inspection conducted in May 2007, identified catch basins with accumulations of sediment requiring cleanup. While your initial response identified the locations of drains outside, more detail about the warehouse facility is needed.
- f. The 1997 Environmental Site Assessment performed for Schnitzer Investment Corporation by CH2MHill submitted with your initial response indicated at least one instance of a minor release of compressor fluid at the Site. Please provide all information regarding this specific instance and all other compressor fluid spills including but not limited to:
 - i. The quantitative amount of compressor oil spilled;
 - ii. Location of the spill with respect to the Duwamish Waterway; and
 - iii. The amount of compressor oil that reached or potentially reached the Duwamish Waterway.